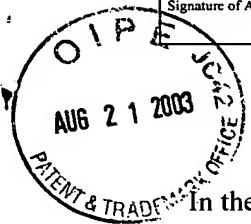


I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on August 19, 2003.

Theodore P. Cummings 40,973
 Name of Attorney Registration No.
 Signature of Attorney



Enron
 8/27/03 AF
 \$410.00
 17/memo
 Appeal

P&G Case 8363M

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of

Mary Carmen Gasco, et al.

: Confirmation No. 7279

Serial No. 10/010,818

: Group Art Unit 3727

Filed December 6, 2001

: Examiner Stephen J. Castellano

For A SHAPED CONTAINER BOTTOM

NOTICE OF APPEAL

Mail Stop AF
 Commissioner for Patents
 P. O. Box 1450
 Alexandria, VA 22313-1450

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 AUG 25 2003
 163100 MAIL ROOM

Dear Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated April 18, 2003 of the Primary Examiner finally rejecting Claims 1 - 20.

A timely response to the final rejection has been filed. The Commissioner is hereby petitioned under 37 CFR §1.136(a) to grant any extension of time needed for response to the Office Action dated April 18, 2003 in the above-identified application to permit filing this Notice of Appeal. The processing fee under 37 CFR §1.17 has been determined as follows: \$410.00 for a two-month extension of time.

Please charge the appeal fee of \$320.00, any processing fee under 37 CFR §1.17, and any other necessary fees to Deposit Account No. 16-2480 in the name of The Procter & Gamble Company, Patent Division. An additional copy of this Notice is enclosed for that purpose.

Respectfully submitted,

By

Theodore P. Cummings
 Attorney or Agent for Applicant(s)
 Registration No. 40,973
 (513) 634-1906 08/28/2003 ENIMMONS 00000001 162480 10010818

08/22/2003 MBIZUNES 00000018 162480 10010818
 01 FC:1401 320.00 DA

Date: August 19, 2003

01 FC:1252 410.00 DA

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FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.



TOTAL AMOUNT OF PAYMENT (\$) 730.00

Complete if Known

Application Number	10/010,818
Confirmation Number	7279
Filing Date	December 6, 2001
First Named Inventor	Mary Carmen Gasco, et al.
Examiner Name	Stephen J. Castellano
Group/Art Unit	3727
Attorney Docket No.	8363M

METHOD OF PAYMENT (check one)

1. [X] The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 16-2480
 Deposit Account Name The Procter & Gamble Company
 [X] Charge Any Additional Fee Required Under status. 37 C.F.R. §§1.16 and 1.17

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Code	(\$)	Fee Description	Fee Paid
1051	130	Surcharge-late filing fee or oath	<input type="checkbox"/>
1052	50	Surcharge-late provisional filing fee or cover sheet	<input type="checkbox"/>
1053	130	Non-English specification	<input type="checkbox"/>
1812	2,520	For filing a request for <i>ex parte</i> reexamination	<input type="checkbox"/>
1804	920*	Requesting publication of SIR prior to Examiner's action	<input type="checkbox"/>
1805	1,840*	Requesting publication of SIR after Examiner's action	<input type="checkbox"/>
1251	110	Extension for reply within 1 st month	<input type="checkbox"/>
1252	410	Extension for reply within 2 nd month	<input checked="" type="checkbox"/>
1253	930	Extension for reply within 3 rd month	<input type="checkbox"/>
1254	1,450	Extension for reply within 4 th month	<input type="checkbox"/>
1255	1,970	Extension for reply within 5 th month	<input type="checkbox"/>
1401	320	Notice of Appeal	<input checked="" type="checkbox"/>
1402	320	Filing a brief in support of an appeal	<input type="checkbox"/>
1403	280	Request for oral hearing	<input type="checkbox"/>
1451	1,510	Petition to institute a public use proceeding	<input type="checkbox"/>
1452	110	Petition to revive - unavoidable	<input type="checkbox"/>
1453	1,300	Petition to revive - unintentional	<input type="checkbox"/>
1501	1,300	Utility issue fee (or reissue)	<input type="checkbox"/>
1502	470	Design issue fee	<input type="checkbox"/>
1460	130	Petitions to the Commissioner	<input type="checkbox"/>
1807	50	Petitions related to provisional applications (37 C.F.R. 1.17(q))	<input type="checkbox"/>
1806	180	Submission of Information Disclosure Statement	<input type="checkbox"/>
1809	750	Filing a submission after final rejection (37 CFR § 1.129(a))	<input type="checkbox"/>
1810	750	For each additional invention to be examined (37 CFR § 1.129(b))	<input type="checkbox"/>
1801	750	Request for Continued Examination (RCE)	<input type="checkbox"/>
1802	900	Request for expedited examination of a design application	<input type="checkbox"/>
1454	1300	Acceptance of unintentionally delayed claim for priority under 35 U.S.C. 119, 120, 121, or 365 (a) or (c)	<input type="checkbox"/>
Other fee (specify) _____ <input type="checkbox"/>			
Other fee (specify) _____ <input type="checkbox"/>			

SUBTOTAL (2) (\$)

* Reduced by Basic Filing Fee Paid **SUBTOTAL(3) (\$)** 730

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AUG 25 2003
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SUBMITTED BY

Name (Print/Type)	Theodore P. Cummings	Registration No.	40,973	Complete (if applicable)
Signature				Telephone (513) 634-1906

WARNING: Information on this form may become public. Credit Card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.